

**From:** [Adasha, Nicole](#)  
**To:** [arjun.vasan@gmail.com](mailto:arjun.vasan@gmail.com)  
**Cc:** [Keech, Ryan Q.](#); [Makitalo, Rebecca I.](#)  
**Subject:** re: 2:25-CV-00765-MEMF-JPR  
**Date:** Friday, August 15, 2025 10:53:22 AM  
**Attachments:** [\[2025-08-15\] Notice of Subpoena to Vasam Varadarajan.pdf](#)

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Hello,

Attached for service, please find Checkmate.com Inc.'s Notice of Subpoena for Deposition of Vasam Varadarajan and Request for Production of Documents.

Thank you,



**Nicole Adasha**

Sr. Practice Assistant

K&L Gates LLP

10100 Santa Monica Blvd S 700

Los Angeles, California 90067

Phone: 310-552-5057

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10100 Santa Monica Boulevard  
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*Attorneys for Defendant and Counter-Claimant  
CHECKMATE.COM INC.*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

ARJUN VASAN,

Plaintiff,

v.

CHECKMATE.COM, INC.,

Defendant.

CHECKMATE.COM, INC.,

Counterclaim-Plaintiff,

v.

ARJUN VASAN,

Counterclaim-  
Defendant.

Case No. 2:25-CV-00765-MEMF-JPR

Hon. Maame Ewusi-Mensah  
Frimpong

**CHECKMATE.COM INC.'S  
NOTICE OF SUBPOENA FOR  
DEPOSITION OF VASAN  
VARADARAJAN AND REQUEST  
FOR PRODUCTION OF  
DOCUMENTS**

Date: September 22, 2025

Time: 11:00 a.m.

Place: K&L Gates LLP

10100 Santa Monica Blvd.  
8th Fl.

Los Angeles, California 90067

1       **PLEASE TAKE NOTICE** that pursuant to Federal Rules of Civil Procedure  
2 30 and 45, at 11:00 a.m. on September 22, 2025, Defendant and Counter-Claimant  
3 Checkmate.com, Inc. (“Checkmate”) by and through its attorneys of record, will take  
4 the deposition upon oral examination of Vasan Varadarajan (“Deponent”) at the  
5 offices of K&L Gates LLP, 10100 Santa Monica Blvd., 8th Fl., Los Angeles,  
6 California 90067.

7       **PLEASE TAKE FURTHER NOTICE** that pursuant to Federal Rule of Civil  
8 Procedure 30(b)(3) the deposition will take place before a notary public or other  
9 officer authorized to administer oaths, will be recorded by stenographic method  
10 through the instant visual display of testimony, audio means, and/or videotape, and  
11 will continue until complete consistent with the Federal Rules of Civil Procedure.

12       **PLEASE TAKE FURTHER NOTICE** that Checkmate reserves the right to  
13 use at trial the recording and/or transcript of the deposition. The deposition will be  
14 taken for the purposes of discovery, for use at trial, and for all other permissible  
15 purposes under the Federal Rules of Civil Procedure.

16       **PLEASE TAKE FURTHER NOTICE** that pursuant to Rule 30(b)(2) and  
17 Rule 45 Deponent is requested to bring the documents set forth in the attached  
18 Subpoena and Attachment A thereto at the above-noticed deposition.

19 Date: August 15, 2025

K&L GATES LLP

/s/ Rebecca I. Makitalo

Ryan Q. Keech (SBN 280306)

Stacey Chiu (SBN 321345)

Rebecca I. Makitalo (SBN 330258)

10100 Santa Monica Boulevard, 8th Floor

Los Angeles, California 90067

Telephone: 310.552.5000

Facsimile: 310.552.5001

*Attorneys for Defendant and Counter-  
Claimant CHECKMATE.COM INC.*

UNITED STATES DISTRICT COURT

for the

Central District of California

Arjun Vasan

Plaintiff

v.

Checkmate.com, Inc.

Defendant

Civil Action No. 2:25-cv-00765-MEMF-JPR

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To:

Vasan Varadarajan  
12615 193rd Street, Cerritos, CA 90703

(Name of person to whom this subpoena is directed)

☒ **Testimony:** YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must promptly confer in good faith with the party serving this subpoena about the following matters, or those set forth in an attachment, and you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about these matters:

Place: K&L Gates LLP 10100 Santa Monica Blvd., 8th Fl. Los Angeles, California 90067	Date and Time: 09/22/2025 11:00 am
--	---------------------------------------

The deposition will be recorded by this method: testimony by videotape, audio, and stenographic

☒ **Production:** You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material: See Attachment A

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 08/14/2025

CLERK OF COURT

OR

/s/ Rebecca I. Makitalo

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) Checkmate.com, Inc.

, who issues or requests this subpoena, are:  
Ryan Q. Keech, Stacey Chiu, Rebecca I. Makitalo; K&L GATES LLP, 10100 Santa Monica Blvd., 8th Fl., Los Angeles, CA; Ryan.Keech@klgates.com, Stacey.Chiu@klgates.com, Rebecca.Makitalo@klgates.com; 310 552-5502

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 2:25-cv-00765-MEMF-JPR

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_ .

☐ I served the subpoena by delivering a copy to the named individual as follows: \_\_\_\_\_

\_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I returned the subpoena unexecuted because: \_\_\_\_\_

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_ .

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_  
\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

**Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**

**(c) Place of Compliance.**

**(1) For a Trial, Hearing, or Deposition.** A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
  - (i) is a party or a party's officer; or
  - (ii) is commanded to attend a trial and would not incur substantial expense.

**(2) For Other Discovery.** A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

**(d) Protecting a Person Subject to a Subpoena; Enforcement.**

**(1) Avoiding Undue Burden or Expense; Sanctions.** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

**(2) Command to Produce Materials or Permit Inspection.**

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

**(3) Quashing or Modifying a Subpoena.**

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
  - (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
  - (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
  - (iv) subjects a person to undue burden.
- (B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

**(e) Duties in Responding to a Subpoena.**

**(1) Producing Documents or Electronically Stored Information.** These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

**(2) Claiming Privilege or Protection.**

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

**(g) Contempt.**

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

## **Attachment A**

### **Definitions**

“YOU” or “YOUR” refers to Vasam Varadarajan, an individual, together with any PERSON acting directly or indirectly by, through, under, or on YOUR behalf, including but not limited to YOUR current or former members, directors, officers, agents, attorneys, employees, partners, joint venturers, contractors, accountants, or representatives, and any other current or former corporation, partnership association, trust, parent, subsidiary, division, affiliate, predecessor-in-interest and successor-in-interest of YOU and any other PERSON acting on YOUR behalf or subject to YOUR control.

“ARJUN VASAN” refers to Arjun Vasam, an individual, together with any PERSON acting directly or indirectly by, through, under, or on ARJUN VASAN’s behalf, including but not limited to ARJUN VASAN’s current or former members, directors, officers, agents, attorneys, employees, partners, joint venturers, contractors, accountants, or representatives, and any other current or former corporation, partnership association, trust, parent, subsidiary, division, affiliate, predecessor-in-interest and successor-in-interest of ARJUN VASAN and any other PERSON acting on ARJUN VASAN’s behalf or subject to his control.

“CHECKMATE” refers to Defendant and Cross-Complainant Checkmate.com, Inc. together with any PERSON acting directly or indirectly by, through, under, or on CHECKMATE’s behalf, including but not limited to CHECKMATE’s current or former members, directors, officers, agents, attorneys, employees, partners, joint venturers, contractors, accountants, or representatives, and any other current or former corporation, partnership association, trust, parent, subsidiary, division, affiliate, predecessor-in-interest and successor-in-interest of CHECKMATE and any other PERSON acting on CHECKMATE’s behalf or subject to CHECKMATE’s control.

“VOICEBITE” refers to VoiceBite Corporation together with any PERSON acting directly or indirectly by, through, under, or on VOICEBITE’s behalf, including but not limited to VOICEBITE’s current or former members, directors, officers, agents, attorneys, employees, partners, joint venturers, contractors, accountants, or representatives, and any other current or former corporation, partnership association, trust, parent, subsidiary, division, affiliate, predecessor-in-interest and successor-in-interest of VOICEBITE and any other PERSON acting on VOICEBITE’s behalf or subject to VOICEBITE’s control.

“THE VOICEBITE TRANSACTION” refers to the transaction(s) closing in or about 2024 whereby CHECKMATE entered into the Merger Agreement and related transactional documents with ARJUN VASAN, Robert Nessler, Christopher Lam, Isamu Aoki and Paul Justin Garcia.

“THE VOICEBITE CODE” refers to the proprietary code CHECKMATE acquired from VOICEBITE by way of THE VOICEBITE TRANSACTION.



“THIS ACTION” refers to *Arjun Vasan. v. Checkmate.com Inc.* (Case No. 2:25cv765) (Central District of California).

“REFERRING OR RELATING TO,” “REFER OR RELATE TO,” “RELATING,” “RELATING TO,” or “REFERS TO” means any and all of the following terms and their synonyms: refer to, discuss, constitute, evidence, pertain to, mention, support, undermine, disprove, refute, contradict, negate, bear on, amend, revise, modify, touch on, contain, embody, reflect, identify, state, deal with, concern, comment on, summarize, respond to, relate to, or describe.

“DOCUMENT” or “DOCUMENTS” shall be construed in its broadest possible sense, to encompass all books, documents, data compilations, tangible things, or other evidentiary material, whether generated or stored in hard-copy, electronic media, or other format, which is discoverable under the Federal Rules of Civil Procedure. The term “DOCUMENT” includes, without limitation, the original and all file copies and other copies that are not identical to the original no matter how or by whom prepared, and all drafts prepared in connection with any DOCUMENTS, whether used or not. If the original of any DOCUMENT is not in YOUR possession, custody, or control, a copy of that DOCUMENT should be produced.

“COMMUNICATION(S)” means any transmittal and/or receipt of information, whether such was oral or written, and whether such was by chance, prearranged, formal or informal, and specifically includes, but is not limited to, conversations in person, telephone conversations, electronic mail (including instant messages and text messages), voicemail, letters, memoranda, statements, media releases, magazine and newspaper articles, and video and audio transmissions.

“PERSON,” in the plural as well as the singular, means any natural person, association, partnership, corporation, joint venture, government entity, organization, limited liability company, trust, institution, proprietorship, or any other entity recognized as having an existence under law.

“IDENTIFY,” “IDENTIFYING,” “IDENTIFIED” or “IDENTITY” means the following:

a. With reference to an individual, such individual’s name, current or last known business title, current or last known business affiliation, current or last known relationship to YOU, current or last known residential and business address, and current or last known telephone number.

b. With reference to an entity or entities, such entity’s full name, state (or country) of incorporation or organization, present or last known address, and present or last known telephone number.

“INCLUDING” means including, but not limited to.

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**Requests**

1. All DOCUMENTS and COMMUNICATIONS RELATING TO YOUR creation, authorship, or development of THE VOICEBITE CODE.
2. All DOCUMENTS and COMMUNICATIONS IDENTIFYING the authors or creators of THE VOICEBITE CODE.
3. All DOCUMENTS and COMMUNICATIONS RELATING TO the authors or creators of THE VOICEBITE CODE.
4. All DOCUMENTS and COMMUNICATIONS RELATING TO YOUR contributions to THE VOICEBITE CODE.
5. All DOCUMENTS and COMMUNICATIONS RELATING TO the ownership of THE VOICEBITE CODE.
6. All DOCUMENTS and COMMUNICATIONS RELATING TO any agreements for THE VOICEBITE CODE INCLUDING licensing agreements, intellectual property assignments, or any transfers of ownership.
7. All DOCUMENTS and COMMUNICATIONS RELATING TO YOUR involvement with VOICEBITE.
8. All DOCUMENTS and COMMUNICATIONS RELATING TO YOUR involvement with THE VOICEBITE TRANSACTION.
9. All DOCUMENTS RELATING TO YOUR role at CyborgOPS.
10. All DOCUMENTS RELATING TO ARJUN VASAN's role at CyborgOPS.
11. All DOCUMENTS and COMMUNICATIONS RELATING TO any code authored by YOU at CyborgOPS.
12. All DOCUMENTS and COMMUNICATIONS RELATING TO any code authored by ARJUN VASAN at CyborgOPS.
13. All DOCUMENTS and COMMUNICATIONS RELATING TO any agreements for the sale of code at CyborgOPS INCLUDING licensing agreements, intellectual property assignments, or any transfers of ownership.

14. All DOCUMENTS and COMMUNICATIONS RELATING TO any agreements between CyborgOPS and VOICEBITE.
15. All DOCUMENTS and COMMUNICATIONS RELATING TO Presto Automation.
16. All DOCUMENTS and COMMUNICATIONS RELATING TO any agreements between CyborgOPS and Presto Automation.
17. All DOCUMENTS and COMMUNICATIONS with ARJUN VASAN, from January 1, 2023 to the present.
18. All DOCUMENTS and COMMUNICATIONS RELATING TO any agreements between YOU and ARJUN VASAN RELATING TO the transfer of any code owned by YOU.
19. All DOCUMENTS and COMMUNICATIONS RELATING TO any agreements between YOU and ARJUN VASAN RELATING TO the transfer of any code authored by YOU.
20. All DOCUMENTS and COMMUNICATIONS RELATING TO THE VOICEBITE CODE.
21. All DOCUMENTS and COMMUNICATIONS RELATING TO THE VOICEBITE TRANSACTION.
22. All DOCUMENTS and COMMUNICATIONS RELATING TO CHECKMATE.
23. All DOCUMENTS and COMMUNICATIONS RELATING TO THIS ACTION.

**PROOF OF SERVICE**

I am employed in the County of Los Angeles, State of California, over the age of eighteen years, and not a party of the within action. My business address is 10100 Santa Monica Blvd. 8th Floor Los Angeles, CA 90067.

On **August 15, 2025** , I served the foregoing document(s) described as:

- **CHECKMATE.COM INC.'S NOTICE OF SUBPOENA FOR DEPOSITION OF VASAN VARADARAJAN AND REQUEST FOR PRODUCTION OF DOCUMENTS**

on the interested parties in this action as follows:

Arjun Vasan  
Email: arjun.vasan@gmail.com

*Plaintiff Pro Se*



**(BY ELECTRONIC MAIL)** Pursuant to C.R.C. 2.251 or agreement by all parties, I served the described document(s) by emailing it to each of the aforementioned electronic mail addresses and the transmission was reported as complete and without error.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on **August 15, 2025**, at Los Angeles, California.

/s/Nicole Adasha  
Nicole Adasha